UNITED STATES DISTRICTCOURT WESTERN DISTRICT OF NEW YORK

PHILIP A. BIFULCO, JR. and KYM E. BIFULCO,

Plaintiffs,

Case No. 09-CV-0221(S)

7. 13

vs.

NCO FINANCIAL SYSTEMS, INC.,

Defendant.

STIPULATION OF DISCONTINUANCE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all parties to the above entitled action, that whereas no party hereto is an infant, incompetent person for whom a committee has been appointed or conservatee, and no person not a party has an interest in the subject matter of the action, the above entitled action be, and the same hereby is discontinued with prejudice.

DATED:

Kimberly T. Irving.

Law Offices of Kenneth Hiller

Attorneys for Plaintiff

6000 North Bailey Avenue, Suite 1A

Amherst, New York 14226

Phone: (716) 564-3288

DATED:

Attorneys for Defendant

Sessions, Fishman, Nathan & Israel of New

York, LLC

130 John Muir Drive, Suite 106

Amherst, New York 14228

Phone(716)625-7492